

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA**

LESLIE WILLIS,

Plaintiff,

v.

THE HON. JUDGE LAWRENCE J. O'  
TOOLE, INDIVIDUALLY, AND IN HIS  
OFFICIAL CAPACITY AS  
ADMINISTRATIVE JUDGE FOR THE  
COURT OF COMMON PLEAS OF  
ALLEGHENY COUNTY ORPHANS'  
COURT DIVISION; MICHAEL  
MCGEEVER, INDIVIDUALLY AND IN  
HIS OFFICIAL CAPACITY AS DIRECTOR  
OF ALLEGHENY COUNTY DEPT. OF  
COURT RECORDS WILLS/ORPHANS'  
COURT DIVISION; MELISSA DIESEL,  
INDIVIDUALLY; AND WILLIAM  
TENNEY, INDIVIDUALLY;

Defendants.

**2:18-CV-00290**

**DISTRICT JUDGE CERCONE  
MAGISTRATE JUDGE LENIHAN**

**ECF NOS. 139, 141, 158, 176, 178, 189, 190,  
191, 194, 195 & 202**

**MEMORANDUM ORDER**

This civil action was commenced on March 7, 2018 when Plaintiff Leslie Willis filed a Motion for Leave to Proceed in Forma Pauperis. (ECF No. 1.) That motion was granted and the Complaint (ECF No. 3) was docketed on March 14, 2018. The case was referred to United States Magistrate Judge Lisa Pupo Lenihan for pretrial proceedings in accordance with the Magistrate Judges Act, 28 U.S.C. §636(b)(1), and Local Rules of Court 72.C and 72.D.

The Magistrate Judge's Report and Recommendation (ECF No. 202), filed on March 8, 2019, recommended that the Motion to Dismiss by Defendants Melissa Diesel, Timothy Finnerty, Michael McGeever, William Tenney and James Uziel (ECF No. 139) be granted. It was further recommended that the Motion to Dismiss filed by Defendant Lawrence J. OToole (ECF No. 141) be granted. It was also recommended that Plaintiff Leslie Willis' Motions to

Amend (ECF Nos. 178, 194, & 195) and Motions for Joinder (ECF Nos. 189, 190, & 191) be denied. The parties were informed that in accordance with the Magistrate Judges Act, 28 U.S.C. § 635(b)(1)(B) and (C), and Rule 72.D.2 of the Local Rules of Court, that they had fourteen (14) days to file any objections. Plaintiff filed Objections to the Report and Recommendation on April 5, 2019, and Amended Objections on April 8, 2019.

After review of the pleadings and documents in the case, together with the Report and Recommendation and Plaintiff's Objections, the following Order is entered:

**AND NOW**, this <sup>th</sup>11 day of April, 2019,

**IT IS HEREBY ORDERED** that the Motion to Dismiss filed by Defendants Melissa Diesel, Timothy Finnerty, Michael McGeever, William Tenney and James Uziel (ECF No. 139) is **GRANTED**.

**IT IS FURTHER ORDERED** that the Motion to Dismiss filed by Defendant Lawrence J. O'Toole (ECF No. 141) is **GRANTED**.

**IT IS FURTHER ORDERED** that Plaintiff Leslie Willis' Motions to Amend (ECF Nos. 178, 194, & 195) and Motions for Joinder (ECF Nos. 189, 190, & 191) are **DENIED**.

**IT IS FURTHER ORDERED** that the Report and Recommendation (ECF No. 202) of Magistrate Judge Lenihan, dated March 8, 2019, is adopted as the opinion of the Court.

**IT IS FURTHER ORDERED** that this Court construes **ECF No. 158** (Plaintiff's Objections to Magistrate Judge Memorandum Opinion (ECF No. 144)), and **ECF No. 176** (Plaintiff's Objections to Magistrate Judge Order re (Amended) Objections to Magistrate Judge Memorandum Opinion (ECF No. 147) Amending ECF No. 161, Objections to non-dispositive Magistrate Judge Order), as appeals from the Magistrate Judge's Orders and are **DISMISSED AS MOOT** as a consequence of this Court's adoption of the Report and Recommendation.

**IT IS FURTHER ORDERED** that the Clerk shall mark the case **CLOSED**.



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David Stewart Cercone  
Senior United States District Judge

cc: Leslie Willis  
P. O. Box 1153  
Bowie, MD 20718  
*(Via First Class Mail)*

Lee M. Dellecker, Esquire  
*(Via CM/ECF Electronic Mail)*